

Message Text

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ACTION IO-14

INFO OCT-01 AF-10 ARA-10 EUR-12 NEA-10 ISO-00 IOE-00

CIAE-00 COME-00 EB-07 INR-07 LAB-04 NSAE-00

SIL-01 HEW-04 AID-05 SSO-00 NSCE-00 USIE-00

INRE-00 DODE-00 PM-04 H-01 L-03 NSC-05 PA-01

PRS-01 SP-02 SS-15 EA-07 OIC-02 /126 W

-----171758Z 117572 /43

O R 171644Z JUN 77

FM USMISSION GENEVA

TO SECSTATE WASHDC IMMEDIATE 8349

INFO AMEMBASSY TEL AVIV

AMEMBASSY MOSCOW

AMEMBASSY SANTIAGO

AMEMBASSY CAIRO

AMEMBASSY PRAGUE

AMEMBASSY MONROVIA

AMEMBASSY BUENOS AIRES

AMEMBASSY LA PAZ

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E.O. 11652: GDS

TAGS: PLAB, ILO

SUBJ: ILO 63RD CONFERENCE -DAILY REPORT, JUNE 16

1. ARTICLE 17- SEE SEPTEL

2. ARAB-ISRAELI- WE CONTINUE TO GET INDICATIONS THAT ARABS
PLAN SOME KIND OF "BLOW-UP" IN PLENARY WITH REGARD TO THE
REPORT OF COMMITTEE ON APPLICATION OF STANDARDS DECISION
TO REFER QUESTIONS ON STATUS OF WORKERS IN OCCUPIED
TERRITORIES BACK TO COMMITTEE OF EXPERTS. ARAB GROUP,
CHAINED BY SAUDI ARABIA, MET AND DISCUSSED NUMBER OF
ISSUES BUT APPARENTLY REACHED NO CONCLUSION. AFRICAN GROUP
MET, BUT AT INITIATIVE OF ALGERIAN AND SOMALIA
REPS DECIDED NOT TO DISCUSS ISSUES SINCE G-77 WAS HAVING
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MEETING JUNE 17 WHICH WOULD AFFORD OPPORTUNITY FOR DISCUSSION.

3. PUBLIC SERVICE COMMITTEE -(A) USDEL GOVT REP
(WITH SUPPORT OF WESTERN GOVTS) INTRODUCED INTO DRAFT
PREAMBLE OF INSTRUMENT, LANGUAGE POINTING OUT SPECIAL PROBLEMS
OF PUBLIC EMPLOYEE LABOR RELATIONS, FLOWING FROM DIFFERENT
SOCIAL, ECONOMIC, AND POLITICAL DIFFERENCES IN COUTRIES,

FEDERAL/STATE CONCERN, ETC. USSR REP OBJECTED TO THIS LANGUAGE BU LOST IN VOTE. COMMENT: IN ORDER TO AVOID ANY MISUNDERSTANDING OF THIS PREAMBULAR LANGUAGE WITH REGARD TO US GENERAL POSTURE IN ILO THAT DIFFERING SYSTEMS IN MEMBER COUNTRIES DO NOT ALLOW NON-COMPLIANCE WITH CONVENTION, USDEL PLANS, IN DRAFTING COMMITTEE TO TRY TO ADD SOME CLARIFYING PHRASE TO PREAMBLE.

(B) COMMITTEE FINISHED ITS WORK AT 10 P.M., KEY DIFFICULTY BEING USE OF WORD "VOLUNTARY" BEGORE "ARBITRATION", WITH EMPLOYER GROUP WINNING INITIAL VICTORY (SHOW OF HANDS) TO DELETE "VOLUNTARY" BUT WORKER GROUP HAVING LAST WORD BY RECORD VOTE WHICH ACCEPTED COMPROMISE LANGUAGE (INCLUDING "VOLUNTARY") PROPOSED BY USDEL INGRASSIA.

4. RESOLUTIONS COMMITTEE-COMMITTEE OFFICERS PLAN TO MEET JUNE 17 AND WE UNDERSTAND CHAIRMAN CHERIF (TUNISIAN) WILL RECOMMEND STARTING GENERAL DISCUSSION ON PANAMA RESOLUTION THAT EVENING, WITH POSSIBILITY THAT DEADLINE FOR AMENDING RESOLUTION WOULD BE 5 P.M. JUNE 18. USDEL PLANS APPROACH WORKER AND EMPLOYER VICE CHAIRMAN BEFORE OFFICERS MEET TO SUGGEST THAT NEGERAL DISCUSSION NOT START UNTIL JUNE 18.

5. COMMITTEE ON APPLICATION OF STANDARDS: (A) "SPECIAL PARAGRAPH" ON USSR (SEE PARA 5(D) BELOW) HAS MILD WORDING INCLUDING REFERENCES TO "PROGRESS MADE" WITH REGARD TO FORCED LABOR AND FREEDOM OF ASSOCIATION. WESTERN GOVT REPS FELT THAT GETTING SPECIAL PARAGRAPH ON USSR
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WAS ACHIEVEMENT IN ITSELF, ESPECIALLY SINCE UNSUCCESSFUL EFFORT HAD BEEN MADE IN 1976 TO DO THIS. TEXT AS IT NOW STANDS (ADOPTED JUNE 17 WITH NO DISCUSSIONS IN COMMITTEE) IS GARBLED. WE ARE CHECKING WITH U.S. WORKER AND EMPLOYER REPS AND ALSO WITH WESTERN REPS TO SEE WHETHER ANY ACTION IN PLENARY (SPEECH EXPRESSING OUR DISSATISFACTION; ABSTAIN IN VOTE) IS POSSIBLE OR DESIRABLE. WILL REPORT ASAP WITH RECOMMENDATION. (B) CZECHOSLOVAKIA-SPECIAL PARAGRAPH READS: "TY. IN CONSIDERING THE APPLICATION BY CZECHOSLOVAKIA OF THE DISCRIMINATION (EMPLOYMENT AND OCCUPATION) CONVENTION, 1958 (NO. 111), THE COMMITTEE NOTED THAT, ALTHOUGH SOME PROGRESS ON THE LABOUR CODE HAD BEEN REPORTED LAST YEAR, DOUBT REMAINED ON THE EFFECT OF THIS, PARTICULARLY IN VIEW OF THE PROVISIONS OF THE PENAL CODE TO WHICH THE COMMITTEE OF EXPECTS DREW ATTENTION THIS YEAR. INFORMATION REQUESTED BY THE COMMITTEE LAST YEAR AND PROMISED BY THE GOVERNMENT THEN, PARTICULARLY AS REGARDS THE RE-EXAMINATION OF THE CASE OF PERSONS

DISMISSED IN THE PERIOD FROM 1969-1975, HAD NOT BEEN FULLY SUPPLIED. THE COMMITTEE STATED THE URGENT NEED THAT FURTHER AND FULL INFORMATION SHOULD BE SUPPLIED AND THAT THIS SHOULD INDICATE PROGRESS IN BOTH LEGISLATION AND PRACTICE TOWARDS FULL IMPLEMENTATION OF THE CONVENTION."

(C) OTHER COUNTRIES SUBJECT OF SPECIAL PARAGRAPHS ARE:

ARGENTINE, BOLIVIA, CHILE, LIBERIA, UGANDA. TEXT

SEPTEL.

(D) "59. THE COMMITTEE RECORDED ITS APPRECIATION OF THE PROGRESS MADE IN THE USSR IN RELATION TO THE APPLICATION OF THE FORCED LABOUR CONVENTION, 1930 (NO. 29) AND OF THE FREEDOM OF ASSOCIATION AND PROTECTION OF THE RIGHT TO ORGANISE CONVENTION, 1948 (NO. 87) AND SUBMISSION TO THE COMPETENT AUTHORITIES. IT EXPRESSED THE HOPE THAT THE UNDERTAKING THAT CONSIDERATION WOULD BE GIVEN TO FURTHER CHANGES WOULD BE IMPLEMENTED IN TIME FOR A FULL REPORT

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TO BE MADE FOR FURTHER CONSIDERATION BY THE COMMITTEE OF EXPERTS. HOWEVER, THE COMMITTEE ALSO RECORDED THE RESERVATIONS EXPRESSED ON SOME OUTSTANDING MATTERS IN THESE FIELDS AND IN PARTICULAR IN RELATION TO CONVENTION NO. 87 AS REGARDS FREEDOM TO ORGANISE AND WORKS TRADE UNION COMMITTEES. IN EXPRESSING THIS CONCERN, IT ASKED THE GOVERNMENT, WHEN REVIEWING THE NEW DRAFT CONSTITUTION, TO EXAMINE THE POINTS MADE BY THE COMMITTEE OF EXPERTS AND THE CONFERENCE COMMITTEE TO SEE WHETHER CHANGES COULD BE MADE TO BRING THE LEGAL POSITION MORE CLOSELY INTO CONFORMITY WITH THE CONVENTION. THE COMMITTEE DID NOT WISH TO LOSE THE OPPORTUNITY AFFORDED BY THE REVISION OF THE CONSTITUTION TO DRAW THE GOVERNMENT'S ATTENTION TO THE POINTS OF CONTINUING CONCERN.

60. WITH A VIEW TO ENABLING THE COMMITTEE TO FOLLOW UP THE ABOVE-MENTIONED MATTERS AT THE NEXT SESSION OF THE CONFERENCE, THE GOVERNMENTS OF THE COUNTRIES TO WHICH REFERENCE IS MADE IN PARAGRAPH 49 AND IN PARAGRAPHS 53-59 SHOULD BE INVITED TO SUPPLY THE RELEVANT REPORTS AND INFORMATION FOR THE CURRENT REPORTING PERIOD. THE COMMITTEE EXPRESSED THE HOPE THAT THE GOVERNMENTS IN QUESTION WOULD MAKE EVERY EFFORT TO ENSURE THAT REAL PROGRESS WAS ACHIEVED BY NEXT YEAR IN REGARD TO THE OBSERVANCE OF THEIR OBLIGATIONS UNDER THE ILO CONSTITUTION AND IN REGARD TO RATIFIED CONVENTION."

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